



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	John Hamer et al.	Examiner:	Unassigned
Serial No.:	10/511,131	Group Art Unit:	2182
Filed:	August 2, 2005	Docket:	3123-514-1 (043886-0204)
Title:	ONE BUTTON EXTERNAL BACKUP		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as Express Mail (EV445623063US), with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313 on September 27, 2005.

By: \_\_\_\_\_

*Richard Ruggiero*  
Richard Ruggiero

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Sir:

We are transmitting herewith the attached:

- ☒ Information Disclosure Statement
- ☒ Form SB08
- ☒ Copies of Cited References (6)
- ☒ Return postcard

Please charge any fees associated with this transmittal to Deposit Account No 50-0872.

Date: September 27, 2005

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Name: Ted Rittmaster  
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TRR/rsr



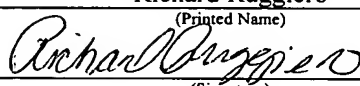
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2182  
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Atty. Dkt. No. 3123-514-1 (043886-0204)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: John Hamer et al.  
Title: One Button External Backup  
Appl. No.: 10/511,131  
Filing Date: 08/02/2005  
Examiner: Unassigned  
Art Unit: 2182

<b>CERTIFICATE OF EXPRESS MAILING</b>	
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EV445623063US (Express Mail Label Number)	September 27, 2005 (Date of Deposit)
Richard Ruggiero (Printed Name)	
 (Signature)	

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 CFR §1.56**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.



Atty. Dkt. No. 3123-514-1 (043886-0204)

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

**RELEVANCE OF EACH DOCUMENT**

Applicants respectfully request that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872.

Respectfully submitted,

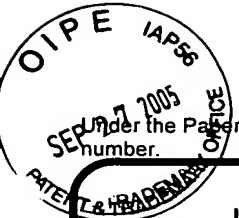
Date

September 27, 2005

By

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Substitute for form 1449B/PTO  
**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Date Submitted: September 27, 2005

(use as many sheets as necessary)

Sheet 1 of 1

**Complete if Known**

Application Number	10/511,131
Filing Date	08/02/2005
First Named Inventor	John Hamer et al.
Group Art Unit	2182
Examiner Name	Not assigned
Attorney Docket Number	3123-514-1 (043886-0204)

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
	A1	6,560,099		Chang	05/06/2003	
	A2	6,611,850		Shen	08/26/2003	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)				
	A3		JP 03-232012		NEC	10/16/1991		

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>6</sup>
	A4	Apricorn; "EZ-Backit Pro Backup & Disaster Recovery Solution"; <a href="http://www.apricorn.com/ezbackitpro.html">http://www.apricorn.com/ezbackitpro.html</a> ; copyright © 2003 Apricorn Inc.	
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	A6	Hard Disk info – The Storage Authority; "Freedom FHD-1 – The Intelligent Solution"; <a href="http://www.harddiskinfo.com/Sections/News/Details.asp?newsID=507">http://www.harddiskinfo.com/Sections/News/Details.asp?newsID=507</a> ; 28 May 2002.	
	A7	CMS Peripherals; "ABSplus for Notebooks"; <a href="http://www.cmsproducts.com/product_absplus_usb2_win.htm">http://www.cmsproducts.com/product_absplus_usb2_win.htm</a> ; © 1997 – © 2003 CMS Peripherals, Inc.	
	A8	"Only Complete Automatic Backup System that Boots into Mac OS X v10.2 Jaguar with a Single Keystroke Now Restores in a Single Click and is East to Schedule"; Copyright © 2003 Business Wire; March 31, 2003.	

Examiner  
Signature

Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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